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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ESTATE OF LACY LLOYD THOMAS,

Plaintiff,

vs.

CLARK COUNTY, NEVADA,

Defendant.

Case No. 2:18-cv-1615-CDS-MDC

**STIPULATION AND ORDER TO
EXTEND DISCOVERY DEADLINES**

(FIRST REQUEST)

Pursuant to Federal Rules of Civil Procedure ("FRCP") 6 and 16(b)(4), as well as the Court's Local Rule of Civil Practice 26-3, the parties hereby jointly submit this Stipulation to extend the current discovery cut-off deadline of April 19, 2024 by 60-days or until June 18, 2024. For the reasons set forth below, this Stipulation is supported by good cause and the parties respectfully request that it be approved.

DISCOVERY COMPLETED TO DATE

The parties filed a proposed Discovery Plan on October 12, 2023. ECF No. 81. The Court approved that plan and issued a Scheduling Order on October 16, 2023. ECF No. 82.

1 This is the parties' first request for an extension of time since the issuance of the Scheduling
2 Order. To date, the following has been completed in this case:

- 3 1. Defendant Clark County has taken the deposition of Plaintiff.
- 4 2. Plaintiff has responded fully to Clark County, Nevada's written discovery as
5 well as the discovery propounded by the other defendants that have since
6 been dismissed from this case.
- 7 3. Plaintiff has propounded written discovery upon Defendant Clark County,
8 Nevada.
- 9 4. Both parties have both made initial and supplemental disclosures.
- 10 5. Plaintiff, with leave of Court, filed an Amended Complaint.

11
12 **DISCOVERY REMAINING TO BE COMPLETED**

13
14 The discovery that remains to be completed in this matter includes some additional
15 written discovery and the depositions of various witnesses, some of whom include employees of
16 the Clark County District Attorney's Offices who have busy schedules that will require
17 additional coordination.

18
19 **REASONS REMAINING DISCOVERY CANNOT BE COMPLETED**
20 **WITHIN THE TIME SET BY THE CURRENT DISCOVERY PLAN**

21 The parties are requesting a short extension of the discovery period in order to
22 accommodate the busy schedules of undersigned counsel. For instance, counsel for Defendant
23 Clark County has several litigation deadlines in the coming weeks and undersigned counsel, who
24 was newly assigned to this case and is currently reviewing all filings, is expected to assist Paul S.
25 Padda, Esq. (his co-counsel) with a 3-week medical malpractice trial commencing on April 15,
26 2024. See Estate of Edwin Myers, et. al. v. Prime Healthcare, Inc., et. al., Clark County District

1 Court, Case No. A-18-786272-C (Dept. 19). That trial was originally expected to commence
 2 approximately 3-weeks ago but was postponed which now affects the time Plaintiff's counsel has
 3 to complete discovery in this case. Given these facts, the parties respectfully request that the
 4 Court approve this short extension of time.

5 **PROPOSED DISCOVERY SCHEDULE**

	<u>Current Deadline</u>	<u>Proposed Deadline</u>
6 Discovery Cut-off:	April 19, 2024	June 18, 2024
7 Dispositive Motions:	May 20, 2024	July 18, 2024

8 The parties represent that this Stipulation is entered into in good faith and not for the
 9 purpose of undue delay. Should the Court deem a conference necessary, counsel for the parties
 10 will make themselves available.

11 DATED this 28th day of March, 2024.

12 Respectfully submitted,

13 /s/ Thomas D. Dillard

14 /s/ Robert J. Kern

15 Thomas D. Dillard, Esq.
 16 9950 West Cheyenne Avenue
 17 Las Vegas, Nevada 89129
 18 Tele: (702) 384-4012

19 Robert J. Kern, Esq.
 20 4560 South Decatur Blvd., Suite 300
 21 Las Vegas, Nevada 89103
 22 Tele: (702) 366-1888

23 Attorney for Defendant
 24 Clark County, Nevada

25 Attorney for Plaintiff

26 **IT IS SO ORDERED**

27 **UNITED STATES MAGISTRATE JUDGE**

28 **DATED:** 4/1/24

From: [Tom Dillard](#)
To: [Robert Kern](#)
Cc: [Jessica Kaufman](#)
Subject: RE: Proposed Stip
Date: Friday, March 29, 2024 11:17:17 AM
Attachments: [image002.png](#)

Robert,

You may file the document with my electronic signature.

Thomas D. Dillard, Jr., Esq., Shareholder
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From: Robert Kern <rkern@paulpaddalaw.com>
Sent: Thursday, March 28, 2024 6:55 PM
To: Tom Dillard <tdillard@ocgas.com>
Subject: Proposed Stip

Hi Tom,
Sorry about my confusion.
Attached is a proposed stip – please let me know if I can add your signature.

Robert J. Kern, Esq.

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PAUL PADDA LAW

IT'S NOT ABOUT THE INJURY. IT'S ABOUT THE RECOVERY.

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